

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

STACEY W. NIELSEN,

Defendant.

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CASE NO. 8:04CR151

JUDGMENT

In accordance with the Memorandum and Order filed on this date,

IT IS ORDERED:

1. The Defendant's "Motion under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody" (Filing No. 47) is granted;
2. The Defendant's Motion for Default (Filing No. 52) is denied as moot;
3. The Defendant must file his notice of appeal within thirty (30) days from the date of this Order; and
4. The Clerk is directed to mail a copy of this Memorandum and Order to the Defendant at his last known address.

DATED this 28th day of November, 2005.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge